IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B.CRIMINAL MISC. PETITION NO. 199/2006
(Pradeep Deora Vs. State of Rajasthan & Ors.)

Date of Order : 04/09/2006

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. Mahipal Rajpurohit for the petitioner.
Mr. Ashok Upadhyay, public prosecutor.

BY THE COURT:-

By the instant criminal misc. petition under Section 482 Cr.P.C., the petitioner has challenged the order dated 20.1.2006 passed by Judicial Magistrate First Class, No.5, Jodhpur (for short 'the trial court' hereinafter), whereby the trial court accepted the negative final report being FR No.73/2005 filed by the police.

It is contended by learned counsel for the petitioner that the petitioner was not afforded an opportunity of hearing and protesting the negative final report.

From the perusal of the order impugned, it appears that a notice was duly served on the petitioner and the petitioner failed to appear before the trial court despite repeated calls and

on perusal of the FR, the trial court was satisfied and accordingly accepted the FR.

The contention raised by the petitioner cannot be accepted in view of the fact on record that notice had already been served on the petitioner.

No case for interference in the inherent jurisdiction under Section 482 Cr.P.C. is made out. The petition is dismissed.

(H.R.PANWAR),J.

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